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5 Attorney for Defendant  
 6 IVAN GARCIA OLIVER

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8 UNITED STATES DISTRICT COURT

9 SOUTHERN DISTRICT OF CALIFORNIA

10 UNITED STATES OF AMERICA, ) CASE NO.: 07CR3192-IEG  
 11 Plaintiff, ) NOTICE OF MOTION AND  
 ) MOTION TO:  
 12 vs. )  
 13 IVAN GARCIA OLIVER, ) 1) COMPEL DISCOVERY  
 ) 2) LEAVE TO FILE  
 ) FURTHER MOTIONS  
 14 )  
 15 Defendant. ) DATE: April 7, 2008  
 ) TIME: 2:00 PM  
 ) JUDGE: Hon. Gonzalez

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16 TO: KAREN P. HEWITT, UNITED STATES ATTORNEY, AND MELANIE K.  
 17 PIERSON, ASSISTANT UNITED STATES ATTORNEY:

18 PLEASE TAKE NOTICE that on April or as soon thereafter as counsel may be heard,  
 19 the defendant, Ivan Garcia Oliver, by and through his attorney William R. Burgener, will ask this  
 20 Court to issue an order granting the motions listed below.

21 **MOTION**

22 The defendant, Ivan Garcia Oliver, by and through his attorney, William R. Burgener,  
 23 asks this court pursuant to the Fifth and Sixth Amendments to the United States Constitution,  
 24 Federal Rules of Criminal Procedure 12 and 16, and all other applicable statutes, case law and  
 25 local rules, hereby moves this Court for an order to:

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1           1) compel discovery;  
2           2) leave to file further motions.

3           These motions are based upon the instant motions and notice of motions, the attached  
4           memorandum of points and authorities, the files and records in the above-captioned matter, and  
5           any and all other materials that may come to this Court's attention prior to or during the hearing  
6           of these motions.

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8           Respectfully submitted,

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10          Dated: March 12, 2008

11           s/William R. Burgener  
12           WILLIAM R. BURGENER  
13           Attorney for Defendant  
14           IVAN GARCIA OLIVER

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